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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/802,509	03/17/2004	Morten Middelfart	1032927-000071	3977

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EXAMINER
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HILLERY, NATHAN

ART UNIT	PAPER NUMBER
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2176

NOTIFICATION DATE	DELIVERY MODE
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12/15/2008

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

ADIPFDD@bipc.com

<b>Office Action Summary</b>	<b>Application No.</b> 10/802,509	<b>Applicant(s)</b> MIDDELFART, MORTEN	
	<b>Examiner</b> NATHAN HILLERY	<b>Art Unit</b> 2176	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 23 September 2008.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 2-22 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 21 is/are allowed.
- 6) ☒ Claim(s) 2-20 and 22 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

1. This action is responsive to communications: Amendment filed on 9/23/08.
2. Claims 2 – 22 are pending in the case. Claims 22, 15 – 17, and 21 are independent.

### ***Specification***

The specification is objected to as failing to provide proper antecedent basis for the claimed subject matter. See 37 CFR 1.75(d)(1) and MPEP § 608.01(o). Correction of the following is required:

- the recited “*computer readable medium*” of Claim 15; and
- the recited “*computer program product*” of Claim 16.

The Specification mentions each of the recited elements once and does not provide any examples of or further details regarding the recited elements. Thus, there is no support or antecedent basis for recited elements that allows the meanings of the terms to be ascertained, as required in 37 CFR 1.75(d)(1).

### ***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 2 – 22 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by Barg et al. (US 20020070953).

5. Regarding claim 22, Barg et al. teach displaying a first data report that contains at least one graphical element that is bound to a first data item having associated metadata, wherein said metadata comprises at least one of a measure representing an amount, a dimension along which measures can be arrayed, and a value for a dimension (Fig 24, paragraph block 0124);

Barg et al. teach in response to a user action directed to the graphical element displayed in said first data report, determining the metadata associated with the first data item to which the graphical element is bound (paragraph blocks 0125);

Barg et al. teach if the determined metadata includes a dimension, selecting a second data item that is a measure, and creating an association between said first and second data items in the metadata of said first data item; if the determined metadata includes a measure, selecting a second data item that is a dimension, and creating an association between said first and second data items in the metadata of said first data item (paragraph blocks 0169, 0124 – 0125);

Barg et al. teach searching a memory containing stored associations to identify a stored association that most closely matches the created association (paragraph block 0190);

Barg et al. teach obtaining presentation properties that pertain to the identified stored association (paragraph block 0297); and

Barg et al. teach displaying a second data report in which the obtained presentation properties are applied to second data items that are specified in the identified stored association (paragraph blocks 0124 – 0125).

6. **Regarding claim 2**, Barg et al. teach **displaying a report confined to a subset of the second data items, which subset is specified by the determined association and a dimension value in the applicable metadata** (paragraph blocks 0124 – 0125).

7. **Regarding claim 3**, Barg et al. teach **wherein the second data items are additionally specified by a dimension value; wherein the presentation properties are divided into a first group and a second group; wherein properties of the first group are applied to the second data items as specified by the determined association; wherein properties of the second group are applied to a subset of the second data items as further specified by a dimension value of the applicable metadata** (Fig 24, paragraph blocks 0117, 0124, 0125, 0169).

8. **Regarding claim 4**, Barg et al. teach **in case a stored association is not found, generating presentation properties; and relating the generated presentation properties to the determined association** (paragraph blocks 0201, 0297).

9. **Regarding claim 5, Barg et al. teach the first data report is configured with a tool providing a user with controls for manipulating presentation properties according to either one of the following steps in response to a user's action: selecting a presentation object from a collection of presentation objects and selecting graphical properties of the selected presentation object; or changing an applied presentation object and/or selecting graphical properties of the applied presentation object (paragraph block 0297).**

10. **Regarding claim 6, Barg et al. teach determining whether an identified measure or dimension or association thereof can be deemed to be incomplete, and in that event searching for stored, like metadata with associated presentation properties, in which the deemed incomplete metadata are contained (paragraph block 0190).**

11. **Regarding claim 7, Barg et al. teach determining whether the determined association can be deemed to be different from stored associations, and in that event searching for a stored association with related presentation properties, in which a measure or dimension of the determined association is contained; and applying the presentation properties related to the stored association, which contains the dimension or the measure, to make the presentation (paragraph blocks 0201, 0297).**

12. **Regarding claim 8**, Barg et al. teach **determining multiple associations based on retrieving associations wherein a dimension identified in the applicable metadata is a constituent to thereby discover multiple measures which each forms an association in combination with the identified dimension** (paragraph blocks 0155 and 0190).

13. **Regarding claim 9**, Barg et al. teach **for a determined association, determining predefined combinations of preferred presentation objects, and for each combination, applying the related presentation properties to make a presentation of further data items by means of the preferred presentation objects** (paragraph block 0190).

14. **Regarding claim 10**, Barg et al. teach **at a first point in time, registering an application of a presentation object to an association to retrieve that object as a preferred presentation object for a determined association at a later point in time** (Fig 8.471, paragraph block 0207).

15. **Regarding claim 11**, Barg et al. teach **registering a count of application of a presentation object to a given association; applying a presentation object with a relatively high count as a preferred presentation object** (Fig 8.471, paragraph block 0207).

16. **Regarding claim 12**, Barg et al. teach **specific metadata that applies to the data item bound to a given graphical element is determined by a framework of the report layout** (paragraph block 0087 and 0270).

17. **Regarding claim 13**, Barg et al. teach **values of the data items are obtained by transmitting a request to a dataset or retrieved from the request itself** (paragraph block 0243).

18. **Regarding claim 14**, Barg et al. teach **from a client computer, sending a request for the second data report to a web server** (paragraph block 0143).

Barg et al. teach **at the web server, processing the request and sending information to the client for it to render the data report; in addition to determining the at least one association in response to a user's directed action, sending a request to the web server with the determined association for the web server to perform the search for a stored, like association related to stored presentation properties, and to retrieve the further data items; and from the web server, sending the further data items and the presentation properties to the client for it to apply the related presentation properties** (paragraph block 0134). It should be noted that the particular details of the limitations were addressed in claim 22 and that the cited passage(s) relied upon here are simply to illustrate that those limitations occur on the server and/or client.



19. **Regarding claims 15 – 17**, the claims incorporate substantially similar subject matter as claim 22 and are rejected along the same rationale.

20. **Regarding claims 18 – 20**, the claims incorporate substantially similar subject matter as claim 14 and are rejected along the same rationale. It should be noted that the limitations of claim 18 are performed in a first individual software application on the server and the limitations of claim 19 are performed in a second individual software application on the client as outlined in claim 20.

### ***Response to Arguments***

Applicant's arguments with respect to claims 1 – 20 and 22 have been considered but are moot in view of the new ground(s) of rejection.

### ***Allowable Subject Matter***

21. Claim 21 is allowed.

### ***Conclusion***

22. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NATHAN HILLERY whose telephone number is (571)272-4091. The examiner can normally be reached on M - F, 10:30 a.m. - 7:00 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, W Doug Hutton can be reached on (571) 272-4137. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

NH

*/Doug Hutton/*  
Doug Hutton  
Supervisory Primary Examiner  
Technology Center 2100